

Sewer easement for Res. 152-1964
St. Joseph Hospital Sewer

DECLARATORY
Improvement Res. No. 1144-1964

For the condemnation of a permanent right
of way for sewer easement and a temporary
right of way for construction purposes
across parts of Lot numbered 42 in Reed's
Addition to the City of Fort Wayne, Indiana.

Resolution Adopted: Oct. 20, 1964

Confirmed: Nov. 12, 1964
ALL ACTION RESCINDED Dec. 10, 1964

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

1144

B.O. 204-1

easement for sewer 152-1964
St. Joseph Hospital

DECLARATORY RESOLUTION NO. 11144-1964

For the Condemnation of a permanent right of way for sewer easement and a temporary right of way for construction purposes across parts of Lot numbered 42 in Reed's Addition to the City of Fort Wayne, Indiana.

PLANS ORDERED:

ADOPTED:

Oct. 20, 1964

ADVERTISE NOTICE TO PROPERTY OWNERS: Oct. 23 & 30, 1964

HEARING ON CONFIRMATION: Thurs., Nov. 12, 1964 3:30 p. m.

CONFIRMED:

Nov. 12, 1964

ASSESSMENT ROLL ORDERED: Nov. 12, 1964

ASSESSMENT ROLL APPROVED:

HEARING ON CONFIRMATION
OF ASSESSMENT ROLL:

ALL ACTION RESCINDED

DEC 10 1964

NOTICE SERVED:

ASSESSMENT ROLL CONFIRMED:

DECLARATORY RESOLUTION NO. 1144 1964

For the condemnation of a permanent right of way for sewer easement and a temporary right of way for construction purposes across parts of

Lot numbered 42 in Reed's Addition to the City of Fort Wayne, Indiana.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn a permanent right of way for sewer purposes across the following described real estate in Allen County, Indiana:

An easement 14 feet in uniform width, 7 feet on each side of the following described centerline: Commencing at a point located on the East property line 35 feet North of the Southeast property corner of lot numbered 42 in Reed's Addition to the City of Fort Wayne, Indiana; thence in a Northwesterly direction with an angle of 52 degrees from the East property line of said lot numbered 42, a distance of 100 ± feet and terminating at the St. Mary's River.

and to condemn a temporary right of way for the construction of the sewer and appurtenances in said permanent right of way across the following described real estate:

An easement 30 feet in uniform width, 15 feet on each side of the following described centerline: Commencing at a point located on the East property line, 35 feet North of the Southeast corner of lot numbered 42 in Reed's Addition, to the City of Fort Wayne, Indiana, thence in a Northwesterly direction with an angle of 52 degrees from the East property line of said lot numbered 42, a distance of 100 ± feet and terminating at the St. Mary's River;

except for that part thereof condemned for a permanent easement as above set forth.

Which temporary right of way shall expire within two (2) years from the date of the adoption of this Resolution.

All as shown by a plan of such proposed Condemnation of right of way for sewer purposes as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Condemnation of right of way for sewer easement and temporary right of way for construction purposes shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Condemnation of right of way for sewer easement and temporary right of way for construction purposes is described as follows: Lot numbered 42 in Reed's Addition to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporation," as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five percent (5%) per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All Proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

All streets, lots and lands affected by the above described Condemnation are situated in the Southwest $\frac{1}{4}$ Section 2, Township 31 North, Range 12 East, and lying wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 20 DAY OF October 1964.

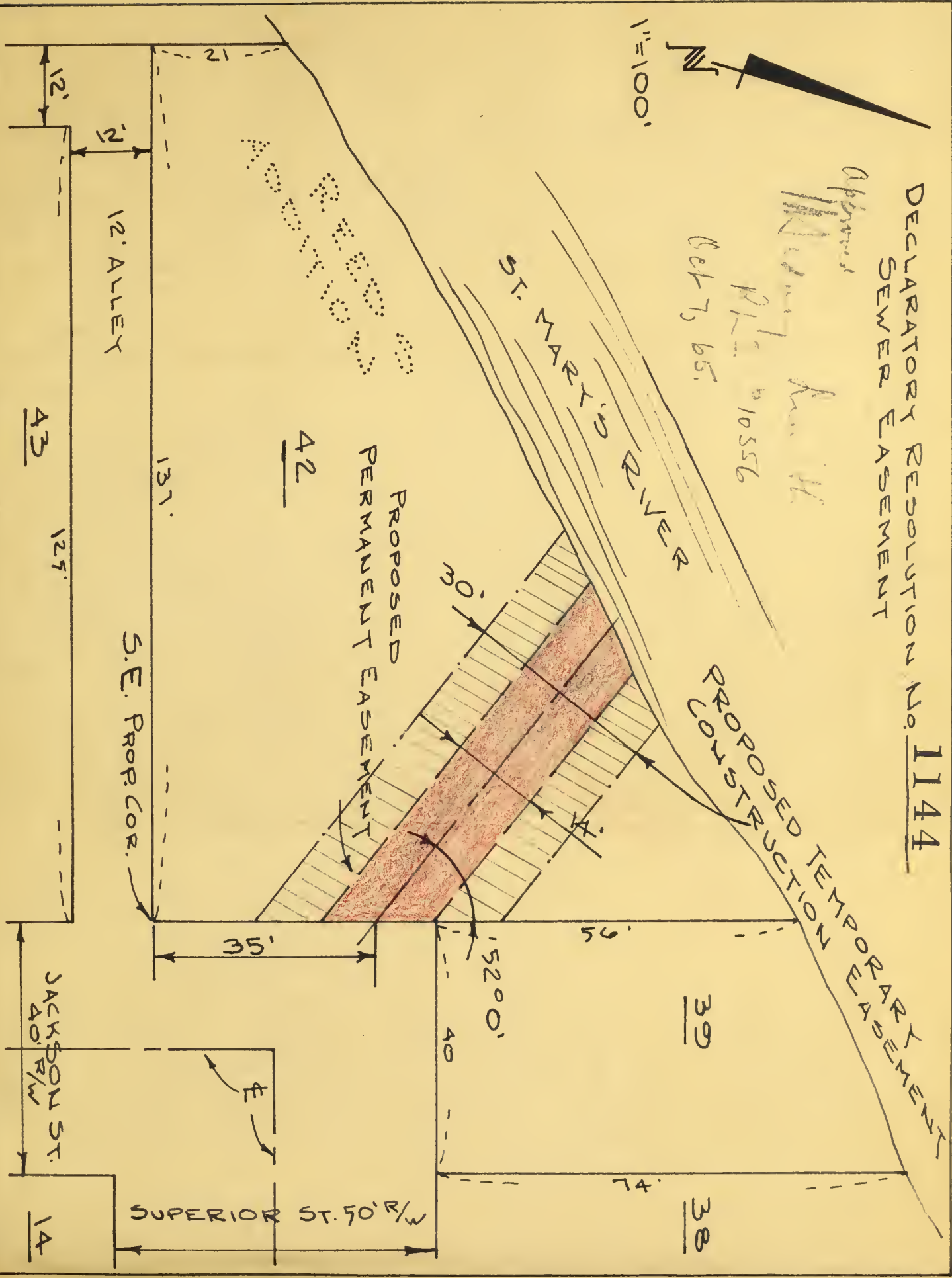
To the Bureau
 Robert W. Dahman
 Secy
 Board of Public Works

ATTEST:

Clerk

DECLARATORY RESOLUTION No. 1144
SEWER EASEMENT

Approved
[Signature]
 P.L. 610356
 Oct 7, 65.



FR 11-0-6-18

ENGINEERING
DEPT. OF STREETS

DATE October 14, 1964

TO: Board of Public Works

SUBJECT: Declaratory Resolution 1144-1964

204

NOTED

☒ F.S.E.

☐ R.V.D.

☐ G.F.G.

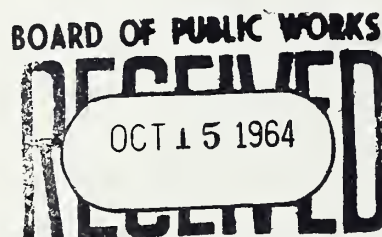
Date _____

The Sewer Engineering Department prepared the attached Declaratory Resolution, which provides for the condemnation of right of way for sewer easement purposes in connection with the St. Joseph Hospital relief sewer 152-1964

Please advise what board order number is assigned to this resolution. Drawing and property ownership list are also attached.


Walter H. Meitz
City Engineer

DEB:is
attachs.



2932 S. Hanna St
Ft Wayne, Ind

Board of Public Works
City Hall
Ft Wayne, Ind

NOTED

- ☐ F.S.E. Ft Wayne, Ind.
☐ R.W.D. November 25, 1964
☐ G.F.G.

Date

7-11-64

Dear Sir:

In reference to your offer concerning crossing my property at 498 Jackson St (Lot #2 H.B. Reeds Add.) I have given the matter much thought.

While I will still retain title to the property, concerned, and will have to pay taxes on it, I will be permanently restricted in the use of said property. (And an easement usually causes difficulty in the sale of property so encumbered.)

Therefore, after considering your offer of damages, I do not think your offer is adequate coverage for the restrictions imposed.

If we reach agreement on this matter, I must have a satisfactory written agreement covering all points concerned.

Very Truly
Harriet M. Flaugher

att: Mr M.S. Graw
In Re: Storm Sewer Crossing

City of Fort Wayne



ENGINEERING DEPARTMENT

425 SOUTH CALHOUN STREET

FORT WAYNE, INDIANA

December 1, 1964

Board of Public Works
City Hall

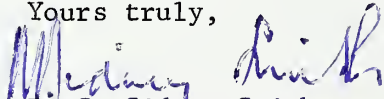
Subject: St. Joseph Hospital Storm Relief Sewer - Outfall Easement

Gentlemen:

Further to my conversation with you on the above mentioned matter yesterday, I attach herewith a "Grant of Easement" form to be presented to Mrs. Flaugh for her signature.

If you desire, I can take this to Mrs. Flaugh. However, whoever takes it should have the eight hundred dollar check that is to be paid for this easement to present to her.

Yours truly,


P. S. Sidney-Smith
Chief Sewer Engineer

gk

attachment

Approved by:


Walter H. Meitz - City Engineer

CC: W. H. Meitz

Board of Public Works,
(Governmental Unit)

To.....NEWS-SENTINEL.....NOV 4.....1964Dr.

Allen.....County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

1

62

6

69

COMPUTATION OF CHARGES

69 lines,.....columns wide equals.....equivalent lines at 226¢.....cents per line

\$ 15.59

Additional charge for notices containing rule and figure work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 15.59

DATA FOR COMPUTING COST

Width of single column.....11½.....ems

Size of type.....5½.....point

Number of insertions.....2.....

Size of quad upon which type is cast.....5½.....

Pursuant to the provision and penalties of Ch. 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date.....October 31,.....1964.....

Title.....SECRETARY-TREASURER.....

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County

Personally appeared before me, a notary public in and for said county and state, the undersigned.....MARTHA L. BRANNING.....who, being duly sworn, says that.....She is.....SECRETARY-TREASURER.....of the.....NEWS-SENTINEL.....

a.....DAILY.....newspaper of general circulation printed and published in the English language in the city.....town.....of.....FORT WAYNE, INDIANA.....in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for.....2.....time.....s.....the dates of publication being as follows:

October 23, 1964

October 30, 1964

Subscribed and sworn to before me this.....31st.....day of.....October.....1964.....
Edith Stapleton
Notary Public

My commission expires.....March 8, 1966.....

NOTICE TO PROPERTY OWNERS
Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 26th day of October, 1964 the said Board deeming it necessary to make certain improvements adopted the following:
DECLARATORY RESOLUTION
NO. 1144-1964
Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn a permanent right of way for sewer purposes across the following described real estate in Allen County, Indiana; an easement 14 feet in uniform width 7 feet on each side of the following described centerline: Commencing at a point located on the east property line 35 feet north of the southeast property corner of lot numbered 42 in Reed's Addition to the City of Fort Wayne, Indiana; thence in a northwesterly direction with an angle of 52 degrees from the east property line of said lot numbered 42, a distance of 100 plus or minus feet and terminating at the St. Mary's River, and to condemn a temporary right of way for the construction of the sewer and appurtenances in said permanent right of way across the following described real estate: An easement 30 feet in uniform width, 15 feet on each side of the following described centerline: Commencing at a point located on the east property line, 35 feet north of the southeast corner of lot numbered 42 in Reed's Addition, to the City of Fort Wayne, Indiana, thence in a northwesterly direction with an angle of 52 degrees from the east property line of said lot numbered 42, a distance of 100 plus or minus feet and terminating at the St. Mary's River; except for that part thereof condemned for a permanent easement as above set forth. All as shown by a plan of way for sewer purposes as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.
The cost of said Condemnation of right of way for sewer easement and temporary right of way for construction purposes shall be assessed against the property beneficially affected thereby.
The Board of Public Works has fixed Thursday, the 12th day of November, 1964 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m. the Board will meet at its office for the purpose of taking final action thereon.
FRED S. EHRMAN,
ROBERT W. DAHMAN,
GEO. F. GABLE,
BOARD OF PUBLIC WORKS,
KENNETH M'GRAW,
Clerk.
ATTEST:
10-23-30.

Claim No. Warrant No.

IN FAVOR OF

\$

On Account of Appropriation for

Appropriation No.

Allowed, 19...

In the sum of \$

GARRETT CLIPPER, Garrett, Ind.

I have examined the within claim and hereby certify as follows:
That it is in proper form.
That it is duly authenticated as required by law.
That it is apparently } Correct
 } Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

195.....

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

Size of Type	11½ Em Column (138 Points)			
	Number of Insertions			
	1	2	3	4
5½	.151	.226	.301	.376
6	.138	.207	.276	.345
7	.118	.177	.237	.296
7½	.11	.166	.221	.276
8	.104	.155	.207	.259
9	.092	.138	.184	.23
10	.083	.124	.166	.207
12	.069	.104	.138	.173

Note: Above table is based on a square of 250 ems.

Board of Public Works,
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

69 lines, columns wide equals equivalent lines at 226¢ cents per line \$15.59

Additional charge for notices containing rule and figure work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM \$15.59

DATA FOR COMPUTING COST

Width of single column 11 1/2 ems Size of type 5 1/2 point

Number of insertions 2 Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date October 31, 1964

Title ASSISTANT SECRETARY

NOTICE TO PROPERTY OWNERS
Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 26th day of October, 1964 the said Board deeming it necessary to make certain improvements adopted the following:

DECLARATORY RESOLUTION
NO. 1144-1964

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn a permanent right of way for sewer purposes across the following described real estate in Allen County, Indiana; an easement 14 feet in uniform width 7 feet on each side of the following described centerline: Commencing at a point located on the east property line 35 feet north of the southeast property corner of lot numbered 42 in Reed's Addition to the City of Fort Wayne, Indiana; thence in a northwesterly direction with an angle of 52 degrees from the east property line of said lot numbered 42, a distance of 100 plus or minus feet and terminating at the St. Mary's River, and to condemn a temporary right of way for the construction of the sewer and appurtenances in said permanent right of way across the following described real estate: An easement 30 feet in uniform width, 15 feet on each side of the following described centerline: Commencing at a point located on the east property line, 35 feet north of the southeast corner of lot numbered 42 in Reed's Addition, to the City of Fort Wayne, Indiana; thence in a northwesterly direction with an angle of 52 degrees from the east property line of said lot numbered 42, a distance of 100 plus or minus feet and terminating at the St. Mary's River; except for that part thereof condemned for a permanent easement as above set forth. All as shown by a plan of such proposed Condemnation of right of way for sewer purposes as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Condemnation of right of way for sewer easement and temporary right of way for construction purposes shall be assessed against the property beneficially affected thereby. The Board of Public Works has fixed Thursday, the 12th day of November, 1964 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m. the Board will meet at its office for the purpose of taking final action thereon.

FRED S. EHRMAN,
ROBERT W. DAHMAN,
GEO. F. GABLE,
BOARD OF PUBLIC WORKS.
ATTEST: KENNETH M'GRATH,
Clerk.

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARNOLD F. SCHERER who, being duly sworn, says that he is ASSISTANT SECRETARY of the JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

October 23, 1964

October 30, 1964

Subscribed and sworn to before me this 31st day of October 1964

Notary Public

My commission expires March 8, 1966

Claim No..... Warrant No.....

IN FAVOR OF

\$.....

On Account of Appropriation for

Appropriation No.....

Allowed....., 19.....

In the sum of \$.....

I have examined the within claim and hereby certify as follows:
That it is in proper form.
That it is duly authenticated as required by law.
That it is apparently } Correct
 } Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

.....195.....

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

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9	.092	.138	.184	.23
10	.083	.124	.166	.207
12	.069	.104	.138	.173

Note: Above table is based on a square of 250 ems.

NOTICE OF IMPROVEMENT

OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, Oct. 30, 1964

1144

To:

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did
Declaratory
pass Improvement/Resolution No. 1144-1964
providing for the Condemnation of right of way for sewer easement purposes across a
portion of Lot No. 42, H. B. Reed's Addition.

All work to be done under aforementioned Improvement Resolution shall be in accordance with the de-
tailed plans, profile and specifications which are now on file and may be seen in the office of the Board
of Public Works.

The Board has fixed Thursday, Nov. 12, 1964 at 3:30 pm.
a date and time when they will hear and consider objections or remonstrances from all persons whose
property will be affected by the proposed improvement.

You are hereby notified that

H. B. Reeds Addition

is subject to assessment for said proposed improvement under the Improvement Laws passed by the Gen-
eral Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supple-
mental thereof.

BOARD OF PUBLIC WORKS

of Joseph HOSIHAL SEWER
DECLARATION 1144-1964
and 125 1142-1964

18808

GRANT OF EASEMENT

Book 646 Page 183

THIS INDENTURE WITNESSETH THAT:

N.M.F. 14 HARRIET M

HARRIETTE FLAUGH, of Allen County, State of Indiana, hereinafter referred to as "GRANTOR", for and in consideration of the sum of Eight Hundred Dollars, receipt of which is hereby acknowledged, does hereby grant, quit-claim, and convey to the CITY OF FORT WAYNE, hereinafter referred to as "GRANTEE", an easement and right-of-way to construct, operate, control, maintain, reconstruct, and remove, a sewer line, along and across the following described real property, located in Allen County, State of Indiana, to wit:

An easement 14 feet in uniform width, 7 feet on each side of the following described centerline: Commencing at a point located on the East property line 35 feet North of the Southeast property corner of lot numbered 42 in Reed's Addition to the City of Fort Wayne, Indiana; thence in a Northwesterly direction with an angle of 52 degrees from the East property line of said lot numbered 42, a distance of 100 ± feet and terminating at the St. Marys River.

and also, a temporary right-of-way described as follows, to wit:

An easement 30 feet in uniform width, 15 feet on each side of the following described centerline: Commencing at a point located on the East property line, 35 feet North of the Southeast corner of lot numbered 42 in Reed's Addition, to the City of Fort Wayne, Indiana, thence in a Northwesterly direction with an angle of 52 degrees from the East property line of said lot numbered 42, a distance of 100 ± feet and terminating at the St. Marys River;

except for that part thereof granted for a permanent easement as set forth above.

Which temporary right-of-way shall expire December 1, 1967.

Grantee will replace and/or repair any damages within the above described permanent and temporary rights-of-way suffered by the grantor as a result of the installation of said sewer.

Grantee will restore to equal or better condition, the surface of said permanent and temporary easements as described above.

EXECUTED THIS 3 day of December, 1964.

DEC 3 2 37 PM '64

Harriet M. Flaugh
HARRIETTE FLAUGH
H.M.F.

STATE OF INDIANA, COUNTY OF ALLEN, SS:

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared Harriette Flaugh, who acknowledged the execution of the foregoing Grant of Easement and for her voluntary act and deed, for the uses and purposes therein contained.

My hand and notarial seal, this 3rd day of December, 1964

Freda Catherine Kelley
Notary Public

My Commission Expires

May 24, 1965

This instrument prepared by J. H. Smith, Land Surveyor No. 10556, State of Indiana.

Grantor certifies that no Indiana Gross Income Tax is due or payable in respect to the transaction made by the Grantor.

DULY ENTERED FOR TAXATION

1964 DEC 3 - 1964
Auditor of Allen County
Walter A. Sumner

BOARD OF PUBLIC WORKS
RECEIVED
DEC 7 1964
RECEIVED

972-V.

DECLARATORY

Improvement Resolution No. 1144 For THE CONDEMNATION OF RIGHT OF WAY FOR SEWER EASEMENT

PURPOSES ACROSS A PORTION OF LOT NO. 42, H. B. REED'S ADDITION.

	OWNER'S NAME	ADDRESS	R. P. O.	NUMBER OF			DESCRIPTION
				LOT	BLOCK	O. L.	
1	FLAUGH, HARRIET	2932 S. Hanna St.		42	60	5-6'	H. B. REED'S ADDITION
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59	NOTICES MAILED OR SERVED						
60	Oct. 30, 1964						
61	By Beryl Rebling						
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65							
			TOTAL				

OK MBEUC
11-15-64

1144